



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Vladimir Dubinsky et al.
SERIAL NO.: 09/820,065
FILED: March 28, 2001
TITLE: "Resonant Acoustic Transmitter
Apparatus and Method for Signal
Transmission"

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Group Art Unit: 2635
Examiner: Hung Q. Dang
Atty. Docket: 414-12346-CIP
Confirmation No.: 4046

MS: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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RESPONSE TO OFFICE ACTION DATED SEPTEMBER 8, 2004

This is in response to the Office Action, dated September 8, 2004 for the above-identified patent application.

REMARKS

Claims 1-33 are pending in the application. Claims 1-33 stand rejected under the judicially created doctrine of obvious-type double patenting as being unpatentable over claims 1-20 of U.S. Patent Number 6,697,298 B1 to Dubinsky et al.

Applicant submits herewith a terminal disclaimer disclaiming the terminal part of the statutory term of any patent granted in the present application, which would extend beyond the term of the '298 patent. Applicant submits that the terminal disclaimer overcomes the rejections.

CONCLUSION

For all the foregoing reasons, Applicant submits that the application is in a condition for allowance. No fee is believed due for this paper. The Commissioner is hereby authorized to